

DEPARTMENT OF THE ARMY  
Missouri River Division, Corps of Engineers  
P.O. Box 103, Downtown Station  
Omaha, Nebraska 68101

MRD-R 12-2-1

MRDCO

Regulation  
No. 12-2-1

3 January 1984

Security Assistance  
TITLE 18 COVERAGE

1. Purpose. This regulation establishes procedures and administrative responsibilities in the event a Title 18 offense is committed upon certain Corps of Engineers employees.

2. Applicability. This regulation is applicable to civilian and military employees in MRD (includes Omaha and Kansas City Districts).

3. References. Public Law 98-63, Title 18, Section 1114, U.S.C.

4. General.

a. Enacted under Public Law 98-63, Section 1114 of Title 18, United States Code, has been amended by inserting "any civilian official or employee of the Army Corps of Engineers assigned to perform investigations, inspections, law or Regulatory enforcement functions, or field-level Real Estate functions" immediately after "National Park Service".

b. Under the provisions of Title 18, Chapter 7, Section 111, it is further provided "whoever forcibly assaults, resists, opposes, impedes, intimidates, or interferes with any person designated in Section 1114 of this title while engaged in or on account of the performance of his official duties shall be fined not more than \$5,000 or imprisoned not more than three years or both. Whoever, in the commission of any such acts uses a deadly or dangerous weapon shall be fined not more than \$10,000 or imprisoned not more than ten years, or both".

5. Responsibilities. In the event a Title 18 offense is committed, the following actions shall normally be taken:

a. Victim

(1) <sup>1</sup>Victim should, if possible, identify the individual(s) committing the offense.

(2) Victim should obtain, if possible, names and addresses of witnesses at the scene.

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<sup>1</sup>In the event a serious offense is committed upon one's person, i.e., assault; the victim's first action should be to request assistance from local law enforcement officials.

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(3) Victim shall inform immediate supervisor of the offense as soon as possible.

(4) Victim should prepare written notes recording what, when, where, who and how circumstances of the incident. This information will serve to aid investigative officials and possible later court actions.

b. Supervisor

(1) Supervisor shall summon the assistance of local law enforcement authority (see a.(1) footnote above).

(2) Supervisor shall immediately notify the District Security and Law Enforcement Officer of the offense and District office counterpart, as appropriate.

(3) An Incident Report, ENG Form 4337, shall be completed and forwarded to District Security and Law Enforcement Officer within three (3) days following date of incident.

c. District Security and Law Enforcement Officer

(1) Upon notification of reported incident, the District Security and Law Enforcement Officer shall summon investigatory assistance of the Federal Bureau of Investigation (FBI) or the Criminal Investigation Department (CID), as appropriate.

(2) The District Security and Law Enforcement Officer shall be designated the central point of contact.

6. Notification Letters. The District Office of Counsel shall notify (in writing) each respective U.S. Attorney's Office and Resident FBI Office of the Corps' coverage under Title 18. A copy of notification letter(s) shall be furnished the District Security and Law Enforcement Officer.

FOR THE COMMANDER:

/s/  
LEE W. TUCKER  
Colonel, Corps of Engineers  
Deputy Commander

DISTRIBUTION:

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